

12–13–07 Vol. 72 No. 239 Thursday Dec. 13, 2007

Pages 70763-71054



The FEDERAL REGISTER (ISSN 0097-6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The FEDERAL REGISTER provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see www.archives.gov.

The seal of the National Archives and Records Administration authenticates the Federal Register as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the Federal Register shall be judicially noticed.

The Federal Register is published in paper and on 24x microfiche. It is also available online at no charge as one of the databases on GPO Access, a service of the U.S. Government Printing Office.

The online edition of the Federal Register www.gpoaccess.gov/ nara, available through GPO Access, is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

For more information about GPO Access, contact the GPO Access User Support Team, call toll free 1-888-293-6498; DC area 202-512-1530; fax at 202-512-1262; or via e-mail at gpoaccess@gpo.gov. The Support Team is available between 7:00 a.m. and 9:00 p.m. Eastern Time, Monday–Friday, except official holidays.

The annual subscription price for the Federal Register paper edition is \$749 plus postage, or \$808, plus postage, for a combined Federal Register, Federal Register Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the Federal Register including the Federal Register Index and LSA is \$165 plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily **Federal Register**, including postage, is based on the number of pages; \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: U.S. Government Printing Office—New Orders, P.O. Box 979050, St. Louis, MO 63197-9000; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see bookstore.gpo.gov.

There are no restrictions on the republication of material appearing in the Federal Register.

How To Cite This Publication: Use the volume number and the page number. Example: 72 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington, DC 20402, along with the entire mailing label from the last issue received.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202-512-1800 Assistance with public subscriptions 202-512-1806

General online information 202-512-1530; 1-888-293-6498

Single copies/back copies:

Paper or fiche 202-512-1800 Assistance with public single copies 1-866-512-1800 (Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202-741-6005 Assistance with Federal agency subscriptions 202-741-6005



Contents

Federal Register

Vol. 72, No. 239

Thursday, December 13, 2007

Agricultural Marketing Service

PROPOSED RULES

Grapes grown in Southeastern California and imported table grapes, 70811

Agriculture Department

See Agricultural Marketing Service See Animal and Plant Health Inspection Service

Animal and Plant Health Inspection Service

Exportation and importation of animals and animal products:

Veterinary services, user fees, 70765–70767

Plant-related quarantine, domestic:

Gypsy moth, 70763-70765

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 70816–70817

Environmental statements; availability, etc.:

Nonregulated status determinations—

Monsanto Co.; corn genetically engineered for insect resistance, 70817–70819

Meetings:

Veterinary biological products; manufacture, distribution, and usage; regulatory and policy issues, 70819

Army Department

See Engineers Corps

NOTICES

Meetings:

Army Science Board, 70825

Reports and guidance documents; availability, etc.:
Parks Reserve Forces training Area, Dublin, CA; federal land transfer; conservation measures, 70825

Centers for Disease Control and Prevention NOTICES

Agency information collection activities; proposals, submissions, and approvals, 70865–70867 Privacy Act; systems of records, 70867–70872

Coast Guard

RULES

Ports and waterways safety; regulated navigation areas, safety zones, security zones, etc

Buzzards Bay, MA

Correction, 70780

NOTICES

Meetings:

National Offshore Safety Advisory Committee, 70877

Commerce Department

See Foreign-Trade Zones Board See International Trade Administration See National Oceanic and Atmospheric Administration

Comptroller of the Currency

PROPOSED RULES

Fair and Accurate Credit Transactions Act; implementation: Fair credit reporting—

Information furnished to consumer reporting agencies; accuracy and integrity; enhancement procedures, 70944–70986

Defense Department

See Army Department See Engineers Corps

Education Department

NOTICES

Grants and cooperative agreements; availability, etc.: Safe and drug-free schools programs— Elementary and Secondary School Counseling Programs, 70827–70830

Employee Benefits Security Administration PROPOSED RULES

Employee Retirement Income Security Act: Reasonable contract or arrangement; fee disclosure, 70988–71005

NOTICE

Employment benefit plans; class exemptions:

Plan fiduciaries; failure of plan service arrangements to comply with Employee Retirement Income Security Act, 70893–70896

Energy Department

See Federal Energy Regulatory Commission

Engineers Corps

NOTICES

Environmental statements; notice of intent: Lake Worth Inlet (Palm Beach Harbor), FL; expansion, 70825–70826

Reports and guidance documents; availability, etc.:
Irrigation ditches, construction or maintenance and
drainage ditches, maintenance; regulatory
exemptions, 70826–70827

Environmental Protection Agency

RULES

Air quality implementation plans; approval and promulgation; various States: Illinois, 70804–70807

PROPOSED RULES

Air programs; approval and promulgation; State plans for designated facilities and pollutants:

Nevada, 70812-70815

Air quality implementation plans; approval and promulgation; various States: Illinois, 70811–70812

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 70833–70841 Hazardous waste:

Land disposal restrictions; exemptions— Solutia, Inc., 70841–70842 Patent licenses; non-exclusive, exclusive, or partially exclusive:

Purestream ES, L.L.C., 70842

Toxic and hazardous substances control:

Endocrine Disruptor Screening Program; policies and procedures; comment request, 70842–70862

Federal Aviation Administration

RULES

Class D and E airspace, 70767-70768

Class E airspace, 70768-70771

Standard instrument approach procedures, 70771–70774 NOTICES

Meetings:

RTCA, Inc., 70926-70927

Federal Communications Commission

RULES

Common carrier services:

Customer propriety network information, 70808

Satellite communications—

Non-geostationary satellite orbit mobile satellite service systems in 1.6/2.4 GHz bands; spectrum sharing plan, 70807–70808

Federal Deposit Insurance Corporation PROPOSED RULES

Fair and Accurate Credit Transactions Act; implementation: Fair credit reporting—

Information furnished to consumer reporting agencies; accuracy and integrity; enhancement procedures, 70944–70986

Federal Energy Regulatory Commission NOTICES

Complaints filed:

Connecticut Municipal Electric Energy Cooperative et al., 70832

Meetings:

Midwest Independent Transmission System Operator,

Inc., et al.; technical conference, 70833

Applications, hearings, determinations, etc.:

Bay Gas Storage Co., Ltd., 70830

El Paso Electric Co., 70830–70831

Houston Pipe Line Company LP, 70831

Lochner, Jr., Philip R., 70831

Texas Gas Transmission, LLC, 70831-70832

Federal Railroad Administration

NOTICES

Exemption petitions, etc.:

Finger Lakes Railway Corp., 70927

Oregon Pacific Railroad, 70927–70928

Safety advisories, bulletins, and directives:

Locomotive reservoir tanks; potential catastrophic failure, 70928–70929

Federal Reserve System

PROPOSED RULES

Fair and Accurate Credit Transactions Act; implementation: Fair credit reporting—

Information furnished to consumer reporting agencies; accuracy and integrity; enhancement procedures, 70944–70986

NOTICES

Banks and bank holding companies:

Formations, acquisitions, and mergers, 70862–70863 Permissible nonbanking activities, 70863

Federal Trade Commission

PROPOSED RULES

Fair and Accurate Credit Transactions Act; implementation: Fair credit reporting—

Information furnished to consumer reporting agencies; accuracy and integrity; enhancement procedures, 70944–70986

Federal Transit Administration

NOTICES

Grants and cooperative agreements; availability, etc.: Alternative Transportation in Parks and Public Lands Program, 70929–70931

Fish and Wildlife Service

PROPOSED RULES

Endangered and threatened species:

Findings on petitions, etc.—

Jollyville Plateau salamander, 71040–71054

NOTICES

Endangered and threatened species:

Incidental take permits—

Kings and Kern County, CA; San Joaquin kit fox, etc., 70887–70888

Endangered and threatened species permit applications, determinations, etc., 70885–70887

Environmental statements; notice of intent:

Kaua'i Island Utility Cooperative, HI; habitat conservation plan, 70888–70890

Food and Drug Administration

RULES

Animal drugs, feeds, and related products:

Oxytetracycline, 70774-70776

Ractopamine, 70776-70777

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 70872–70873

Design Controls; Quality System Regulation Education Forum, 70873–70874

Foreign-Trade Zones Board

NOTICES

Applications, hearings, determinations, etc.:

Sony Electronics Inc.; audio, video, communications, and information-technology products and accessories warehousing and distribution facility, 70819–70820

Health and Human Services Department

See Centers for Disease Control and Prevention See Food and Drug Administration See National Institutes of Health

NOTICES

Meetings:

National Toxicology Program— Scientific Counselors Board, 70863–70864 Special Exposure Cohort; employee class designations: Nuclear Materials & Equipment Corp., 70864–70865

Homeland Security Department

See Coast Guard

See Transportation Security Administration

Housing and Urban Development Department

Community facilities:

Empowerment zones; grant funds utilization; performance standards, 71008–71018

Agency information collection activities; proposals, submissions, and approvals; correction, 70878-70879 Agency information collection activities; proposals, submissions, and approvals, 70879-70880

Grant and cooperative agreement awards:

Emergency Capital Repair Program, 70880–70883 Mortgagee Review Board; administrative actions, 70883-70885

Interior Department

See Fish and Wildlife Service See Land Management Bureau See National Park Service

Internal Revenue Service

RULES

Procedure and administration:

Corporate income tax returns and organizations filing returns under section 6033; magnetic media requirement Correction, 70779-70780

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 70940-70941

International Trade Administration

NOTICES

Antidumping:

Fresh tomatoes from-Mexico, 70820-70821 Purified carboxymethylcellulose from—

Netherlands, 70821-70823

North American Free Trade Agreement (NAFTA);

binational panel reviews:

Softwood lumber from-

Canada, 70823

International Trade Commission

NOTICES

Import investigations:

Coated free sheet paper—

Various countries, 70892-70893

Labor Department

See Employee Benefits Security Administration See Veterans Employment and Training Service PROPOSED RULES

Apprenticeship programs registration; labor standards, 71020-71038

Land Management Bureau

NOTICES

Meetings:

Resource Advisory Councils— Eastern Washington, 70891 Northwest Colorado, 70890 Southwest Colorado, 70890

Realty actions; sales, leases, etc.:

Nevada, 70891-70892

National Aeronautics and Space Administration NOTICES

Patent licenses; non-exclusive, exclusive, or partially exclusive:

Endotronix, 70896–70897

Keystone Synergistic Enterprises, Inc., 70897

Kratos Defense & Security Solutions, 70897–70898

National Credit Union Administration

PROPOSED RULES

Fair and Accurate Credit Transactions Act; implementation: Fair credit reporting-

Information furnished to consumer reporting agencies; accuracy and integrity; enhancement procedures, 70944-70986

National Institutes of Health

NOTICES

Meetings:

National Cancer Institute, 70874

National Institute of Allergy and Infectious Diseases,

National Institute of Biomedical Imaging and Bioengineering, 70874

National Institute of Environmental Health Sciences,

National Institute on Aging, 70874-70875 Scientific Review Center, 70875-70877

National Oceanic and Atmospheric Administration NOTICES

Exempted fishing permit applications, determinations, etc., 70823-70824

National Park Service

RULES

Special regulations:

Yellowstone and Grand Teton National Parks and John D. Rockefeller, Jr. Memorial Parkway, WY; winter visitation and recreational use, 70781-70804

NOTICES

Environmental statements; record of decision:

Yellowstone and Grand Teton National Parks and John D. Rockefeller, Jr., Memorial Parkway, WY; winter use plan, 70892

National Science Foundation

NOTICES

Meetings; Sunshine Act, 70898

Nuclear Regulatory Commission

Agency information collection activities; proposals, submissions, and approvals, 70898

Environmental statements; availability, etc.:

BWX Technologies, Inc., 70899-70900

National Institute of Standards and Technology, National Bureau of Standards Reactor, 70900-70901

Operating licenses, amendments; no significant hazards considerations; biweekly notices; correction, 70901

Plants and materials; physical protection:

Radioactive materials of concern security; safeguards information protection, and fingerprinting and criminal history record check requirements, 70901-70905

Pipeline and Hazardous Materials Safety Administration RULES

Pipeline safety:

Gas distribution operators; public awareness regulations applicability, 70808–70810

Railroad Retirement Board

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 70905–70906

Securities and Exchange Commission NOTICES

Agency information collection activities; proposals, submissions, and approvals, 70906–70907

Meetings; Sunshine Act, 70907

Options Price Reporting Authority:

Consolidated Options Last Sale Reports and Quotation Information; Reporting Plan; amendments, 70907– 70909

Self-regulatory organizations; proposed rule changes: American Stock Exchange LLC, 70909–70910 Chicago Board Options Exchange, Inc., 70910–70914 International Securities Exchange, LLC, 70914–70915 New York Stock Exchange, LLC, 70915–70918 NYSE Arca, Inc., 70918–70921

State Department

RULES

International Traffic in Arms Regulations:

Violations and penalties; voluntary disclosure, 70777–70779

NOTICES

Grants and cooperative agreements; availability, etc.: Youth Global Connections and Exchange Program, 70921–70926

Surface Transportation Board NOTICES

Rail carriers:

Control exemptions—

Columbus & Greenville Railway Co., 70932

Railroad operation, acquisition, construction, etc.:

Kutztown Transportation Authority, 70932

Massachusetts Coastal Railroad, LLC, 70932–70933

Thrift Supervision Office

PROPOSED RULES

Fair and Accurate Credit Transactions Act; implementation: Fair credit reporting—

Information furnished to consumer reporting agencies; accuracy and integrity; enhancement procedures, 70944–70986

Transportation Department

See Federal Aviation Administration

See Federal Railroad Administration

See Federal Transit Administration

See Pipeline and Hazardous Materials Safety Administration

See Surface Transportation Board

Transportation Security Administration NOTICES

Maritime and land transportation security:

Transportation Worker Identification Credential; enrollment—

Los Angeles/Long Beach, CA, 70877-70878

Treasury Department

See Comptroller of the Currency

See Internal Revenue Service

See Thrift Supervision Office

See United States Mint

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 70933–70940

United States Mint

NOTICES

Meetings:

Citizens Coinage Advisory Committee, 70941-70942

Veterans Employment and Training Service

NOTICES
Meetings:

Veterans' Employment, Training, and Employer Outreach Advisory Committee, 70896

Separate Parts In This Issue

Part II

Federal Deposit Insurance Corporation; Federal Reserve System; Federal Trade Commission; National Credit Union Administration; Treasury Department, Comptroller of the Currency; Treasury Department, Thrift Supervision Office, 70944–70986

Part III

Labor Department, Employee Benefits Security Administration, 70988–71005

Part IV

Housing and Urban Development Department, 71008-71018

Part V

Labor Department, 71020-71038

Part VI

Interior Department, Fish and Wildlife Service, 71040–71054

Reader Aids

Consult the Reader Aids section at the end of this issue for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to http:// listserv.access.gpo.gov and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

7 CFR	
301	
354 Proposed Rules:	
925	.70811
944	./0811
9 CFR 130156	
12 CFR	
Proposed Rules:	
41	.70944
222 334	.70944
571	
717	.70944
14 CFR 71 (3 documents) 70768, 97 (2 documents)	70767,
70/68, 97 (2 documents)	70769
(= 1111)	70772
16 CFR	
Proposed Rules:	
660	.70944
21 CFR 558 (2 documents)	70774
ooo (2 doodinicinto)	70776
22 CFR	
127	.70777
24 CFR 598	.71008
26 CFR 1	.70779
29 CFR	
Proposed Rules:	
29 2550	.71020
33 CFR	.70900
161	
165	.70780
36 CFR 7	.70781
40 CFR	
52 Proposed Rules:	.70804
52	.70811
62	.70812
47 CFR	70007
25 64	
49 CFR	
192	.70808
50 CFR	
Proposed Rules: 17	71040
11	.7 1040